APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

| ate of filing in State Engineer's Office APR 24 2001 |
|---|
| eturned to applicant for correction |
| orrected application filed |
| Aug 30 1985 under 49163 |
| ******* The applicant Charter Resources International , hereby make application for permission appropriate the public waters of the State of Nevada, as hereinafter stated. |
| ***** |
| The source of the proposed appropriation is underground |
| The amount of water applied for is 1.100 CFS second-feet |
| (a) If stored in reservoir give number of acre-feet |
| The water to be used for Mining, Milling and Domestic. |
| If use is for: |
| (a) Irrigation, state number of acres to be irrigated |
| (b) Stockwater, state number and kinds of animals to be watered |
| (c) Other use (describe fully under No. 12. "Remarks") |
| (d) Power: (1) Horsepower developed |
| (2) Point of return of water to stream |
| The water is to be diverted from its source at the following point NW¼ NE¼, Section 7, T6N., .35E., M.D.B.&M. The NE corner of Section 7. T6N., R35E, bears N 68* 13' 34" E 1433.8 om this point |
| Place of Use MILL-NW¼ NE¼ Sec. 7, T6N, R35E, Road-E½ Sec. 7. All Sec. 18, T6N, R35E. E¼ SE¼ Sec. 13 T6N. R34E, N½ Sec 24, N½ NW¼ SW¼ Sec. 23. SE¼ Sec 22, MINE W½ W¼ NE½ Sec. 27, NW¼ Sec. 34, S½ Sec 28, All Sec. 32, all in T6N. R34E, M.D.B.&M |
| Use will begin about January 1 and end about December 31 of each year. |
| Description of proposed works Existing well with totalizing Meter Permit No. 49163 |

9. Estimated cost of works 0

10. Estimated time required to construct works ${\bf 0}$

11. Estimated time required to complete the application of water to beneficial use ${\bf 0}$

12. Remarks: Well was previously operated under Permit No. 49163 the same Mylar map that was presented and approved can be used. There are no changes.

s/ Peter R. Del Mastro By Peter R. Del Mastro, President 5300 West Sahara, #100 Las Vegas, Nevada 89126

| Compared | gk <u>l/cam</u> | | | | | | | | |
|-----------|-----------------|---------|----------|---------|-------------|---------|------------|------------|--|
| Protested | 7/9/01 | by USDI | Bureau c | of Land | Management; | 7/17/01 | by Wilfred | Buffington | |
| ***** | | | | | | | | | |

DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that the approval of an application that the applicant has no intention of pursuing would threaten to prove detrimental to the public interest. No ruling is made on the merits of the protests.

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 20th day of February, A.D. 2004.

State Engineer